

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
BEHZADI & BRENJIAN CARPET  
Plaintiff,

-against-

DAVID & SON ORIENTAL ANTIQUE  
RUGS CORPORATION and  
DAVID SHADAN

Defendant(s).  
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**NOTICE OF MOTION**

Docket No. 07-CV-7073

**Judge/Magistrate Judge:** Jones/ Eaton

**Date:** January 23, 2008

**PLEASE TAKE NOTICE** that upon the annexed affidavit of James J. Corbett, Esq., dated January 25, 2008, the affidavit of David Shadan dated January 25, 2008 and upon all the pleadings and proceedings had herein, the undersigned will move this Court before Honorable Barbara S. Jones at the Courthouse located at 500 Pearl Street, New York, New York 10007 on the 20<sup>th</sup> day of February, 2008 at 9:30 o'clock in the fore noon of that day or as soon thereafter as counsel can be heard for an order pursuant to Rule 56(b) of the Federal Rules of Civil Procedure for summary judgment dismissing the Fourth Claim for Relief contained in plaintiff's Complaint.

Pursuant to Local Rule 6.1(b), any opposing affidavits and answering memoranda shall be served within ten business days after service of these moving papers.

Dated: Bellmore, New York  
January 25, 2008

Yours etc.,

Law Office of James J. Corbett

By: 

JAMES J. CORBETT (JC6658)

*Attorney for Defendants,*

*David & Son Oriental Antique*

*Rugs Corporation and David Shadan*

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